NR FORM 5

HIM 27 1938

(August 1986)
(Nonceal)

DIVISION OF CIL, GAS A MINING

| Bond Number | |
|---------------|--|
| Permit Number | |
| Mine Name | |

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
(801) 538-5340

THE MINED LANDS RECLAMATION ACT

BOND

The undersigned REILLY TAR & CHEMICAL CORPORATION

as principal, and UNITED PACIFIC INSURANCE COMPANY as surety, hereby jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns unto the State of Utah, Division of Oil, Gas and Mining in the penal sum of - - FORTY-NINE THOUSAND ONE HUNDRED AND 00/100 - - - - dollars (\$ 49,100.00).

When the Division has determined that the principal has satisfactorily reclaimed the above—mentioned lands affected by mining in accordance with the approved Mining and Reclamation Plan and has faithfully performed all requirements of the Mined Land Reclamation Act, and complied with the Rules and Regulations adopted in accordance therewith, then this obligation shall be void; otherwise it shall remain in full force and effect until the reclamation is completed as outlined in the approved Mining and Reclamation Plan.

If the approved plan provides for reclamation of the land affected on a piecemeal or cyclic basis, and the land is reclaimed in accordance with such plan, then this bond may be reduced periodically.

In the converse, if the plan provides for a gradual increase in the area of the land affected or increased reclamation work, then this bond may accordingly be increased with the written approval of the surety company.

This bond is noncancellable by the surety at any time for any reason including, but not limited to nonpayment of premium or bankruptcy of the permittee during the period of liability.

| Page 2 | |
|--|--|
| NONCOAL MR-5 | • |
| | |
| | • |
| NOTE: Where one signs by virtue of company, such Power of Attorney must be principal is a corporation, the bond sofficer. Dated this 18 day of July | of Power of Attorney for a surety pe filed with this bond. If the shall be executed by its duly authorized |
| | Gregory P.Owrilliams, Chairman |
| | |
| | REILLY TAR & CHEMICAL CORK |
| | Principal (Company) |
| | Company Officer - Position EXECT V P |
| Date: Jene 7-1, 1988 | |
| | |
| | UNITED PACARIC INSURANCE COMPANY // Surety (Company) |
| | By -// Company Officer - Position Robert P. Stimpson, Attorney-in-Fact |
| DATE: June 1, 1988 | nodele it beampoint, meeting an inde |
| APPROVED AS TO FORM: | |

Assistant Attorney General

DIVISION OF OIL, GAS AND MINING

BOND ESTIMATE

OPERATOR:

Reilly Tar & Chemical Corporation

MINE NAME:

Reilly Wendover

LOCATION:

Wendover, Utah

COUNTY:

Tooele

DATE:

06-10-88

| | OPERATION | AMOUNT | RATE | COST |
|----|--|---------------------------|--------------------------|----------------------|
| Α. | CLEAN-UP 1. Removal of structures & equipment 2. Removal of trash & debris. 3. Leveling of auxillary facilities, pads & access roads. | 1-Loader | \$900/wk \$900/wk | \$ 2,700 \$ 2,700 |
| В. | REGRADING/RECONTOURING 1. Earthwork including haulage & grading of spoils, waste & overburden. 2. Recontouring of excavations and spreading of surficial materials. | 1-D7 Dozer (4 weeks) | \$4000/wk | \$16,000 |
| С. | LABOR 1. Supervision 2. Labor | 5 Man Week 30 Man Week | \$15.00/hr \$11.50/hr | \$ 3,000 \$13,800 |
| | | SUBT | OTAL | \$35,500 |
| D. | CONTINGENCY (10%) | | | 3,600 |
| | | TOTAL (1988 | dollars) | \$39,100 |
| Ε. | INFLATION 2.3% for five (5) years (1993 doll 2.3% for ten (10) years (1998 doll | ars) ars) | | \$43,800 \$49,100 |

It is recommended that Reilly Tar bond for a ten (10) year period if a Surety Bond can be obtained. It an Irrevocable Letter of Credit will be used as a collateral bond, it is recommended that it be posted for a five (5) year period. The letter of credit must be self-renewing for a five year period. The bank can cancel within that five year period if the Division is provided with a written notice, 120 days prior to cancellation.